

Exhibit B

Of Appendix To Plaintiffs' Motion for Default Judgment and Memorandum in Support Thereof

C.A. No. 4-05-CV-514-Y *AzTex Dairy, Inc., Fred R. Lueck, Sr., and Judy A. Lueck v. Jimmy Dale Anderson*, In the United States District Court for the Northern District of Texas, Fort Worth Division

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

AZTEX DAIRY, INC.; FRED R.
LUECK, SR. AND JUDY A. LUECK,

Plaintiffs,

v.

JIMMY DALE ANDERSON,

Defendant.

Civil Action No. 4-05CV-514-Y

CLERK'S ENTRY OF DEFAULT

After considering Plaintiffs' Request for Entry of Default against Defendant, the affidavits, and other evidence on file, the court **FINDS** that the Defendant did not file a responsive pleading or otherwise defend the suit, and **THEREFORE**, the record supports entry of default.

Signed on October 3, 2005

KAREN MITCHELL

CLERK OF COURT
U.S. District Court
Northern District of Texas
Ft. Worth Division

*by: Wm Barnes
Deputy Clerk*

History

Doc. No.	Dates	Description
1	Filed & Entered: 08/17/2005	● Complaint
2	Filed & Entered: 08/17/2005	● Summons Issued
3	Filed & Entered: 08/17/2005	● Cert. Of Interested Persons/Disclosure Statement
4	Filed: 08/18/2005 Entered: 08/19/2005	● Order Designating Case for ECF
5	Filed & Entered: 08/26/2005	● Summons Returned Executed
6	Filed & Entered: 09/30/2005	● Motion for Default Judgment
7	Filed: 10/03/2005 Entered: 10/04/2005	● Clerk's Entry of Default

PACER Service Center			
Transaction Receipt			
10/19/2005 18:17:58			
PACER Login:	bb0033	Client Code:	002632.3478
Description:	History/Documents	Search Criteria:	4:05-cv-00514
Billable Pages:	1	Cost:	0.08

UNITED STATES DISTRICT COURT

Northern

District of

Texas

AzTex Dairy, Inc.;
Fred R. Lueck, Sr.;
Judy A. Lueck

V.
Jimmy Dale Anderson

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

4 - 05 CV - 514 - Y

TO: (Name and address of Defendant)

Jimmy Dale Anderson
731 FM 2156
Dublin, Texas 76446

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

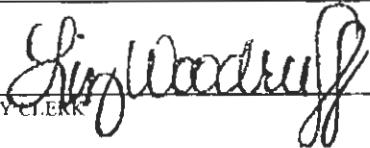
Tynan Butch
J. Scott Janoe
Baker Botts L.L.P.
910 Louisiana
3000 One Shell Plaza
Houston, Texas 77002

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK OF COURT

CLERK

(By) DEPUTY CLERK



AUG 17 2005

DATE

FAO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	<i>August 22 - 2005</i>
NAME OF SERVER (PRINT)	TITLE	<i>C + H Civil Process Service</i>
<i>Kenneth Haley</i>		
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <i>662 P.R 1167 Dublin TX</i>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>August 22 - 2004</u> <u>Kenneth Haley</u> Date <u>Signature of Server</u>		
<u>1541 Sheila Stephenville, TX 76401</u> <u>Address of Server</u> <u>254-968-3128</u>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.